IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(***Special Original Jurisdiction***)

FRIDAY, THE TWENTYNINTH DAY OF JULY

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

–

WP.No.16724 of 2005

Hameed Ghouri @ Syed Najmuddin Ghouri … Petitioner

Versus

The Mandal Revenue Officer,

Gajwel, Medak district. … Respondent

Counsel for the Petitioner : Mr. M.Layeeq Khan (2962)

Counsel for Respondent : Govt.Pleader for Revenue

O R D E R :

This writ petition is filed questioning the inaction of the respondent in not taking any steps for rectifying the wrong entries made in the pahani patrikas and other relevant revenue records and incorporation of the name of the petitioner in respect of the land under his possession pursuant to his representation dated 14-7-2005 as arbitrary and illegal.

The case of the petitioner is that he is resident of Bayaram village of Hasan

Meeranpalli of Gajwel Mandal, Medak district. The petitioner succeeded Acs:5-12 guntas and Ac:1-18 guntas situate in survey nos. 339 and 342 of Bayyaram village of Hasan Meeranpally, Gajwel Revenue Mandal, Medak district, from his father and became owner and possessor of the same.

Originally, the said land got to the share of his late father in the oral partition that had taken place between his father and his father's brothers, who were enjoying their respective shares without any interruption or any interference. After the death of his father, he had succeeded the said land and in peaceful possession of the same.

While things stood thus, the petitioner submits that his cousin, Mr.Syed Kamal Ghouri, who is in possession and enjoyment of his share, which is situate quite adjacent to his land, started causing interference in the petitioner's possession and claiming right over the same and threatening to grab the said land.

The petitioner further submits that he learnt that his cousin, Mr.Syed Kamal Ghouri in collusion with the-then Patwari and got wrong entries and basing on which his cousin's name is reflecting in the pahani patrikas in respect of the land in his possession. Thereafter, he approached the respondent and brought the same to his notice and made a representation on 14-7-2005 narrating the facts and requested to rectify the wrong entries and incorporate his name with regard to the said extent of land, which is under his occupation and possession. When the petitioner approached the respondent on many occasions, the officials of the respondent's office are dodging the matter on one pretext or the other. Therefore, he filed the present writ petition apprehending that his cousin may take undue advantage of his

name in the pahani patrikas and revenue records may resort to create any third party charge over the land of the petitioner.

Considering the facts and circumstances of the case, without going into the merits or otherwise, I deem it appropriate to direct the respondent to consider and dispose of the representation dated 14-7-2005 submitted by the petitioner and pass appropriate order on merits and in accordance with law, positively, within twelve weeks from the date of receipt of a copy of this order, after affording reasonable opportunity of hearing the petitioner.

With the above direction, the writ petition is disposed of. No costs.

JULY 29th, 2005. ----------

I S L. ELIPE DHARMA RAO, J.